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UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, DC

Issued by the Department of Transportation on November 19, 2001

NOTICE OF ACTION TAKEN – DOCKET OST-2000-7194 - 50

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Applications of United Air Lines, Inc. filed 11/13/01;  
Delta Air Lines, Inc. filed 11/14/01; and  
Northwest Airlines, Inc. filed 11/15/01 for:

**XX** Waiver from 90-day dormancy condition.

United, Delta, and Northwest have applied for waivers from the 90-day dormancy condition with respect to combination service frequencies awarded to the carriers by Order 2001-8-21 for U.S.-Vietnam third-country code-share services. Specifically, United requests a waiver effective for a period of not less than 90 days for two of the seven weekly frequencies it was awarded to provide third-country U.S.-Vietnam code-share services with All Nippon Airways (ANA) to Ho Chi Minh City via Tokyo.<sup>1</sup> United states that it needs time to resolve technical difficulties affecting ANA's reservations system. Delta requests a waiver for all seven of its frequencies effective for a period of 90 days to allow additional time for Delta and Air France to finalize service implementation plans. Northwest also requests a 90-day waiver from the dormancy condition for all seven of its frequencies. Northwest states that it plans to implement its third-country code-share service to Vietnam with KLM and Malaysian Airlines effective December 1, 2001, or as soon thereafter as Northwest receives the necessary foreign operating authority from the Government of Vietnam. Absent a waiver of the 90-day dormancy condition, the frequencies awarded to the carriers by Order 2001-8-21 would revert to the Department on November 21, 2001.<sup>2</sup>

Applicant reps: Jeffrey A. Manley for United (202) 663-6670; Robert E. Cohn for Delta (202) 663-8060; and Megan Rae Rosia for Northwest (202) 842-3193

DOT Analyst: Michael D. Bodman (202) 366-9667

DISPOSITION

**XX** Granted.

The above action was effective when taken: November 19, 2001, through February 19, 2002.<sup>3</sup>

Action taken by: **Paul L. Gretch, Director**  
**Office of International Aviation**

<sup>1</sup>United indicates that its third-country code-share service to Vietnam via Bangkok in conjunction with Thai Airways is scheduled to be offered five days a week beginning November 17, 2001.

<sup>2</sup>Delta notes that it has a separate blanket dormancy waiver request pending in Docket OST-2001-10781. In the event that the Department does not act on that application prior to November 21, 2001, Delta has requested the specific waiver at issue here.

<sup>3</sup>The waivers from the dormancy condition are effective until February 19, 2002, or until the date on which the carriers begin service using the frequencies, whichever occurs earlier. If the carriers do not begin service by February 19, 2002, then the frequency allocations expire automatically.

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**Remarks:** We acted on the above-referenced applications prior to the expiration date for answers with the consent of all parties served.

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Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy; and (2) grant of the waivers was consistent with the public interest. To the extent not granted, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR § 385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this order is available on the World Wide Web at  
[http://dms.dot.gov/reports/reports\\_aviation.asp](http://dms.dot.gov/reports/reports_aviation.asp)*